

HOUSE JOURNAL**FIFTH DAY***** * *****MORNING SESSION**

The House was called to order by Speaker Stephens at 10:00 a.m.

Roll call showed all members present except Representative Harper, excused and Representative Daniels, absent.

Pledge of Allegiance and prayer by Representative Brent H. Goodfellow.

COMMITTEE OF THE WHOLE

On motion of Representative Garn, the House resolved itself into a Committee of the Whole, with the Speaker as Chairman, for the purpose of hearing from Chief Justice Howe.

On motion of Representative Garn, the Committee of the Whole was dissolved.

On motion of Representative Ure, the House voted to print the remarks of Chief Justice Howe upon the pages of the House Journal.

**STATE OF THE JUDICIARY ADDRESS
CHIEF JUSTICE RICHARD C. HOWE**

Speaker Stephens, Representatives, guests. Thank you for the opportunity to join you today, and to discuss the state of Utah's judiciary. Thank you also for accommodating my schedule this week. Ordinarily this address is earlier in the session, but the Conference of Chief Justices held their winter meetings at the same time, and I wanted to be with them one last time. I say last time because my term as Chief Justice of the Utah Supreme Court ends in just a few months. So, this will be my last State of the Judiciary address as well.

Since it is my last, I hope you will forgive me if I indulge in a little nostalgia. 22 years ago, when I was sworn in as a member of the Supreme Court, things were a little bit different, and a little bit the same as now, both in the legislature and in the judiciary. The legislative issues of 1980 included these:

- The compensation of legislators was raised from \$15 to \$40 per day.
- There were only 99 House bills and 85 Senate bills introduced that year. Of course this was when the even numbered years were supposedly just “budget sessions.”
- H.C.R. 1 welcomed the Utah Jazz Basketball Club to the state, and wished them success.
- H.J.R. 18 approved the appointment of Jon Memmott as the Legislative Research Director. Of course Jon Memmott is now a District Judge in Davis County, and has been for nine years.
- S.R. 1 called on President Carter to reconsider the decision to deploy the MX missile in the Utah desert.
- The Olympics were on the agenda then, too. H.J.R. 27 urged the boycott of the 1980 summer games in Moscow, because “the loss of medals by Olympic athletes would be a far smaller sacrifice than is the loss of life, liberty, and property now being suffered by the citizens of Afghanistan.”
- Jim Hansen was the Speaker of the House, Carl Saunders was finishing his term as the Representative from District 48 in Weber County, and Mike Dmitrich was in the House of Representatives representing Carbon County.

The courts were a bit different, and a bit the same, in 1980 as well.

- There were 57 trial judges in the state then, now there are 70.
- However, in 1980 there were just under 2,800 felonies charged statewide, and last year there were well over 17,000 - six times as many.
- Then, clerks recorded most actions of the courts by hand in large docket books, while court reporters keyed in the testimony of witnesses, later to be transcribed. Now, clerks enter orders into statewide networked computer systems, and digital audio recordings of the proceedings are automatically stored onto electronically indexed and searchable CDs.

- During the intervening years the structure of the courts has changed, too. Two levels of court, the Circuit Court and the District Court were consolidated into one; the Court of Appeals was created; and we have gone from 210 justice courts down to 136.
- In some ways the role of the judge has changed, as well. Recently we have created drug courts and mental health courts, where judges become part of a team focused on solving the problems that cause offenders to commit crimes. This is different than the traditional approach, where judges focus on the procedure and the law, but not on the background factors that cause the defendant to commit crime. But times change, our communities change, and we have to adapt to those changes.

We have also worked hard to change old perceptions of the judiciary held by the public. There are notions about courts that have been around for decades, and some of them persist even in the face of these changes. Three such views of the judiciary that I would like to mention are:

1. That courts are an insular and secretive institution.
2. That courts operate like an exclusive fraternity for the law-trained.
3. That courts are steeped in tradition and therefore slow to change.

None of these perceptions are accurate anymore. I suspect most of you realize that I am the most senior member of our court, maybe the most senior member of the judiciary, but I can report to you that over the last four years as Chief Justice, the oldest player has embraced change, and I am proud of the steps we have taken to challenge the perceptions I have just mentioned.

To those who would say that we are an insular organization, I point to our many community involvement programs. Programs like Juvenile Court Adoption Day, when our Juvenile Court judges schedule dozens of adoptions for the same time, and then celebrate together with punch, cookies, and teddy bears for all the children. I point to the 27 community hearings we recently held across the state seeking public perceptions about racial and ethnic fairness in the justice system. I point to our customer service programs, such as our bi-lingual 1-800 court information line, and our pay-by-phone system for traffic tickets. And I point proudly to the courts' effort to work with the State Board of Education to get basic civics and government process classes reinstated as part of our public school

curriculum; and to judges who have created a high school lecture series in Cache and Box Elder Counties on the Declaration of Independence; who created a presentation on drugs to middle school students in Utah County; and who participate in dozens of career day programs, speakers groups, mock trials and mentor programs across the state every year.

Our efforts to seek not only the input of citizens into our policy making, but also their meaningful involvement in our processes have been deliberate, for the old saying is true: Tell me, and I will forget. Show me, and I will remember. Involve me, and I will understand. With the involvement of citizens and legislators alike, we hope to foster a tangible understanding of Utah's courts, and of the role we all play in assuring a fair and effective judicial system.

The second perception that we are seeking to change is that the courts are an exclusive fraternity for the law-trained. Recent years have seen Utah's courts focus a great deal of energy on helping court users that are not represented by attorneys. Our Online Court Assistance Program has been nationally recognized as the most advanced interactive court application of its kind. Users fill in the answers to basic questions at their home computers, and the program generates the appropriate legal pleadings, complete and ready to file.

We have also supported efforts like Waine's Clinic, a free workshop offered to unrepresented litigants, where questions on almost any legal topic are addressed and then followed up with individual help. Started in Salt Lake City just one night per week, this help has been expanded, not just in Salt Lake but to several other Utah cities as well. The founder of that effort, attorney Waine Riches, was the recipient of our Amicus Curiae, or friend of the court award last year, in recognition of the hundreds and hundreds of hours he has devoted to helping unrepresented litigants protect their legal rights.

The Supreme Court has also agreed to lead an inquiry into the delivery of legal services in Utah. Five legislators, two Supreme Court Justices, several state Bar representatives and others are studying ways to improve access to legal services for all citizens. Technology solutions, court forms, alternatives to traditional litigation, and para-professionals are all being looked at as mechanisms for enhancing the ability of non-lawyers to obtain legal remedies. That committee plans on reporting its findings to you next fall.

The final image I would like to challenge is that of a slow-moving, unresponsive court system. In the four years of my tenure as Chief Justice, I have witnessed remarkable changes in our courts. For example, the first drug court started in Utah began operating in 1994, but in the past four years we have increased from two drug courts to 18.

Technology advances have not only made those heavy docket books relics of the past, but have allowed our citizens to check on the status of their case and pay fines via the touch pad on their telephone, prepare their own pleadings with the assistance of a computer, and court users can already, with some cases, file court documents with the stroke of a key, rather than a trip to the courthouse.

Alternative dispute resolution programs were first formally recognized in Utah in 1994, and the courts have gone from one such program just four years ago to eight, now. We have created truancy mediation, parent-time mediation, appellate mediation, victim-offender mediation and child welfare mediation programs that are as innovative and effective as any in the country.

By my reckoning, and I have a pretty good frame of reference, change in court programs in Utah has been anything but slow. I believe the public has been well served by these developments, and I compliment our dedicated judges and staff for their ability to accept change, adapt and improve.

All the advances that have been made, and will continue to be made, are aimed at enhancing public confidence in the institution of the courts. As public leaders, you and I have many responsibilities, but none is more important than building trust in and support for our form of government, and for the rule of law. More than ever, our society needs the reassurance that comes with a reliable, fair judicial system grounded in the predictability of that rule of law. Our judges must be respected as caretakers of the laws and of the legal system, preserving it for future generations.

By the same token, the public is entitled to assurances that we have well qualified and accountable judges occupying these positions of trust. I am proud of the fine women and men who make up our state's judiciary. They are as fine as any in the country, and the legislature can take a great deal of credit for that. Let me explain why.

As I meet with the chief justices of the other states and territories, I find that much of their time and the time of judges in their states is taken up with focusing on the next election, and with raising money to finance their campaigns. Years ago, a supreme court judge in one state told me that for one year before the next election, he spends his weekends contacting law firms for contributions. He had to raise over a million dollars. I am sure that it is now several million dollars. Often, these contested elections become bitter, and large amounts are raised to elect a judge or to defeat a judge who really can only make one promise, and that is to be fair. After the election is over, the problem does not go away. Litigants and attorneys who have contributed to the judge's campaign then may appear in the judge's court. The judge then should advise the opposing side of the contribution

and let them decide whether to request the disqualification of the judge from hearing the case. The problem is so acute in other states that national conferences are held to discuss how to limit campaign contributions to judges and what judges can do and not do in their campaigning.

I am always happy and proud to point out that in Utah, we have none of these judicial campaigning problems. Nearly seventy years ago, the legislature in 1943 adopted a joint resolution proposing an amendment to the Utah Constitution to provide for the selection of judges "based solely upon consideration of fitness for office without regard to any partisan political considerations and free from influence of any person whomsoever," or in other words, judges shall be selected on their merit alone. The voters approved the amendment at the general election in 1944. Mind you, this was done while our country was engaged in World War II. Following this constitutional direction, judges are now appointed by the Governor based on merit, and confirmed by the Senate. The judge then takes office and runs in a retention election at the end of each term of office. Information about a judge's record is given to the voters so they can decide whether to keep the judge in office for another term. This process works without a judge generally having to raise any money at all and allows the judge to focus his or her time on running a court and deciding cases instead of raising money and focusing on the next election. The system we have in Utah is undoubtedly the best in the nation, and I want this legislature to know that I consider the constitutional amendment proposed by the legislature in 1943 and adopted in 1944 as the most significant event affecting the Utah Judiciary since Utah became a state in 1896.

I wanted to highlight this particular reform and thank this body for its foresight. Our system for selecting and retaining judges is an excellent illustration of the understanding this body has of the role of the judiciary and the importance of having well qualified and accountable judges. This step, as well as the many others I have reflected on today are the product of many collaborations between the representatives of the three branches of government here in Utah. We have constantly worked together in the interest of our mutual constituents, the people of this great state, and they have been very well served by that cooperation, and I thank you for it.

I have looked forward to each of the four times I have now delivered this address to you. Not because what I had to say was so important, but because the annual State of the Judiciary address is a tangible symbol of our mutual respect and understanding of our constitutional roles. And while I have said before that those roles are more important and enduring than the people who play them, that doesn't mean that the people are unimportant. In fact they are. And if you would allow me the indulgence of gratitude as well as nostalgia, I would like to thank a

few important people for their help in shaping and implementing the profound advancements that we have all shared in for Utah's judiciary over the years.

To the thousands of dedicated lawyers I have associated with since I was admitted to the Bar in 1949, thank you. To the hundreds of caring and capable judges with whom I have worked, thank you. To the dozens of proficient court administrators and staff who have supported me, thank you. To the 10 other justices of the Supreme Court who have been my colleagues, and who have allowed me the honor of this position, thank you. To my family, thank you very much.

In that this is the last time I will have the opportunity to address this body, I want to tell you what an honor and a privilege it has been to serve the people of this state. First, as a member and then Speaker of the House of Representatives, as a member of the Senate, and then as a Justice and Chief Justice of our Supreme Court. I hope I have made the kind of contribution that should be expected of one given such wonderful opportunities and lofty responsibilities. I have enjoyed the aid and support of many truly gifted public servants, and I thank each and every one of you. Thank you for allowing me and my fellow justices to appear before you.

COMMUNICATIONS FROM THE SENATE

Mr. Speaker: January 24, 2002

The Senate passed, as amended, **S.B. 39**, HIGHWAY DESIGNATION, by Senator P. Knudson, and it is transmitted for consideration; and

The Senate passed, as substituted, and amended **1st Sub. S.B. 42**, NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS, by Senator D. Eastman, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 82**, COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS, by Senator B. Evans, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 85**, PARENTAL INVOLVEMENT IN PUBLIC EDUCATION, by Senator C. Walker, and it is transmitted for consideration; and

The Senate passed **S.B. 97**, FORENSIC MENTAL HEALTH COORDINATING COUNCIL, by Senator K. Hale, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 105**, REPEAL OF EDUCATION MANDATES AND PROGRAMS, by Senator H. Stephenson, and it is transmitted for consideration; and

The Senate passed, as amended, **S.B. 116**, LOCAL GOVERNMENT VARIABLE RATE BONDING AUTHORITY, by Senator D. C. Buttars, and it is transmitted for consideration; and

The Senate passed **S.J.R. 7**, RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES, by Senator B. Evans, and it is transmitted for consideration.

Annette B. Moore
Secretary of the Senate

Communications filed. **S.B. 39, Sub. S.B. 42, S.B. 82, S.B. 85, S.B. 97, S.B. 105, S.B. 116**, and **S.J.R. 7**, read the first time by short title and referred to the Rules Committee.

INTRODUCTION OF BILL

SUPPLEMENTAL APPROPRIATIONS ACT

H.B. 1

Jeff Alexander

THIS ACT FUNDS APPROPRIATIONS AND REDUCTIONS FOR THE OPERATION OF STATE GOVERNMENT FOR THE FISCAL YEAR BEGINNING JULY 1, 2001 AND ENDING JUNE 30, 2002. THE ACT PROVIDES BUDGET INCREASES AND DECREASES FOR THE USE AND SUPPORT OF CERTAIN STATE DEPARTMENTS AND AGENCIES OF STATE GOVERNMENT AND FOR OTHER PURPOSES AS PROVIDED IN THIS ACT, read the first time by short title and referred to the Rules Committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: January 24, 2002

The Judiciary Committee reports a favorable recommendation on **S.B. 11**, PROHIBITING INTIMACY WITH YOUTH RECEIVING STATE SERVICES, by Senator P. Julander.

James A. Ferrin, Chair

Report filed. On motion of Representative Ferrin, the report of the Judiciary committee was adopted.

S.B. 11, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 24, 2002

The Transportation Committee reports a favorable recommendation on **S.B. 6, APPLICATION FOR VEHICLE TITLE AMENDMENTS**, by Senator D. Eastman; and

The Transportation Committee reports a favorable recommendation on **S.B. 21, MOTOR VEHICLE REGISTRATION AMENDMENTS**, by Senator D. Steele.

Joseph G. Murray, Chair

Reports filed. On motion of Representative Murray, the reports of the Transportation committee were adopted.

S.B. 6 and **S.B. 21**, read the second time by short title and placed on the calendar for third reading.

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Mr. Speaker: January 4, 2002

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 236, INDECENT PUBLIC DISPLAY AMENDMENTS**, by Representative P. Wallace, with the following amendments:

1. Page 2, Line 30 (lilac):
Refer to House Rules Committee Amendments dated January 23, 2002. After "Subsection 2" delete "(a)"

DeMar "Bud" Bowman, Chair

Report filed. On motion of Representative Bowman, the report of the Law Enforcement and Criminal Justice committee was adopted.

H.B. 236, read the second time by short title and placed on the calendar for third reading.

SPECIAL ORDER OF BUSINESS

H.B. 16, BLOOD AND BREATH ALCOHOL TESTING, read the third time by short title and placed on its final passage.

H.B. 16 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson
Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Bennion	S. Clark	Daniels
Harper	Shurtliff		

H.B. 16 transmitted to the Senate for its consideration.

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H.B. 17, MULTIPLE DRIVING UNDER THE INFLUENCE OFFENSES,
read the third time by short title and placed on its final passage.

H.B. 17 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry

Fife	Garn	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	S. Clark	Daniels	Harper
Shurtliff			

H.B. 17 transmitted to the Senate for its consideration.

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H.B. 18, COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES, read the third time by short title and placed on its final passage.

H.B. 18 then passed on the following roll call:

Yeas, 69; Nays, 0; Absent or not voting, 6.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Becker	Bennion
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferrin	Ferry	Fife
Garn	Goodfellow	Gowans	Hansen
Hatch	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	McCartney
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Saunders	Seitz	Siddoway
G. Snow	Styler	Swallow	Thompson

Throckmorton	Tyler	Ure	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Adair	Alexander	S. Clark	Daniels
Harper	Shurtliff		

H.B. 18 transmitted to the Senate for its consideration.

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H.B. 48, LOCAL SUBSTANCE ABUSE AUTHORITY, read the third time by short title and placed on its final passage.

H.B. 48 then passed on the following roll call:

Yeas, 70; Nays, 0; Absent or not voting, 5.

Voting in the affirmative were: Representatives

Aagard	Alexander	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
D. Cox	Curtis	Dayton	Dillree
Donnelson	Duckworth	Ferrin	Ferry
Fife	Garn	Goodfellow	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Lockhart	Mascaro
McCartney	Morgan	Moss	Murray
Newbold	Pace	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Siddoway	G. Snow	Styler	Swallow
Thompson	Throckmorton	Tyler	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Adair	S. Clark	Daniels	Harper
Shurtliff			

H.B. 48 transmitted to the Senate for its consideration.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, under suspension of the rules, the House voted to lift **H.B. 1** from the Rules Committee, consider it read the second time by short title and placed at the top of the calendar for third reading.

THIRD READING CALENDAR

H.B. 1, SUPPLEMENTAL APPROPRIATIONS ACT, read the third time by short title and placed on its final passage.

On motion of Representative Bigelow, the bill was amended as follows:

1. Page 7, Line 250:
After "From General Fund" bracket "(262,900)" and insert "(187,900)"
2. Page 7, Line 253:
After "Commissioner's Office" bracket "(68,200)" and insert "6,800"
3. Page 22, Line 856:
After "From General Fund" bracket "(637,900)" and insert "(537,900)"
4. Page 22, Line 862:
After "Executive Director's Office" bracket "(260,200)" and insert "(160,200)"
5. Page 23, Line 881:
After "From General Fund" bracket "(1,617,900)" and insert "(1, 542,900)"
6. Page 23, Line 888:
After "Community Services" bracket "(28,700)" and insert "(3,700)"
7. Page 23, Line 891:
After "State Hospital" bracket "(636,700)" and insert "(586,700)"
8. Page 24, Line 946:
After "From General Fund" bracket "(2,534,500)" and insert "(2,484,500)"
9. Page 24, Line 952:
After "Administration" bracket "(546,100)" and insert "(496,100)"

H.B. 1, as amended, then passed on the following roll call:

Yeas, 55; Nays, 17; Absent or not voting, 3.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Barrus	Bigelow	Bowman
Bradshaw	Bryson	Bush	Buttars
D. Clark	S. Clark	D. Cox	Curtis
Dayton	Dillree	Donnelson	Duckworth
Ferrin	Ferry	Garn	Gowans
Hansen	Hatch	Hendrickson	Hogue
Holdaway	B. Johnson	King	Lockhart
Mascaro	Morgan	Murray	Newbold
Pace	Parker	Peterson	Ray
Saunders	Seitz	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	M. Stephens	

Voting in the negative were: Representatives

Arent	Beck	Becker	Beshear
Biskupski	Bourdeaux	Buffmire	Fife
Goodfellow	E. Hutchings	Jones	Litvack
McCartney	Moss	Philpot	Shurtliff
Young			

Absent or not voting were: Representatives

Bennion	Daniels	Harper
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H.B. 1 transmitted to the Senate for its consideration.

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MISCELLANEOUS BUSINESS

On motion of Representative Ure, the House voted to set **H.B. 217** for Time Certain on January 29, 2002 at 11:30 a.m.

INTRODUCTION OF BILL

ALLOCATION OF STATE HOSPITAL BEDS

H.B. 181

Jack A. Seitz

THIS ACT AMENDS THE HUMAN SERVICES CODE. THIS ACT AMENDS THE NUMBER OF PSYCHIATRIC AND GERIATRIC BEDS AT

THE STATE HOSPITAL ALLOCATED TO LOCAL MENTAL HEALTH AUTHORITIES. THE ACT SUNSETS THE REDUCED NUMBER ON JUNE 30, 2002 AND REQUIRES THE DEPARTMENT TO INCREASE THE NUMBER OF BEDS ALLOCATED DURING FISCAL YEAR 2003 AS FUNDING PERMITS. THE ACT HAS AN IMMEDIATE EFFECTIVE DATE, read the first time by short title and referred to the Rules Committee.

MISCELLANEOUS BUSINESS

On motion of Representative Thompson, the House voted to reconsider its action on **Sub. H.B. 66**.

RECONSIDERATION OF H.B. 66

H.B. 66, JUDICIARY AMENDMENTS, was before the House upon its final passage.

On motion of Representative Arent, the House voted to circle **H.B. 66**.

UNFINISHED BUSINESS

On motion of Representative Morgan, the House voted to uncircle **H.B. 224**.

H.B. 224, GIVING FALSE INFORMATION TO A POLICE OFFICER, was before the House on its final passage.

On motion of Representative Adair, the bill was amended as follows:

1. Page 1, Line 19:
Delete "B" and reinstate "A"

H.B. 224, as amended, then passed on the following roll call:

Yeas, 62; Nays, 3; Absent or not voting, 10.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Beshear	Bigelow	Biskupski	Bourdeaux
Bowman	Bradshaw	Bryson	Buffmire
Bush	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dayton	Dillree
Duckworth	Ferrin	Ferry	Fife
Goodfellow	Gowans	Hansen	Hogue

Holdaway	B. Johnson	Jones	King
Mascaro	McCartney	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Tyler
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Voting in the negative were: Representatives

Donnelson	Philpot	Ure
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Absent or not voting were: Representatives

Alexander	Bennion	Daniels	Garn
Harper	Hatch	Hendrickson	E. Hutchings
Litvack	Lockhart		

H.B. 224, as amended, transmitted to the Senate for its consideration.

THIRD READING CALENDAR

H.B. 77, CRIMINAL SENTENCING - MITIGATION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 77, as amended, then passed on the following roll call:

Yeas, 67; Nays, 0; Absent or not voting 8.

Voting in the affirmative were: Representatives

Aagard	Adair	S. Allen	Anderson
Arent	Barrus	Beck	Becker
Bennion	Beshear	Bigelow	Biskupski
Bourdeaux	Bowman	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Hogue	Holdaway	E. Hutchings
B. Johnson	Jones	King	Litvack
Lockhart	Mascaro	Morgan	Moss
Murray	Newbold	Parker	Peterson
Philpot	Ray	Saunders	Seitz
Shurtliff	Siddoway	G. Snow	Styler

Swallow	Thompson	Throckmorton	Tyler
Ure	Urquhart	Wallace	Way
Winn	Young	M. Stephens	

Absent or not voting were: Representatives

Alexander	Daniels	Garn	Harper
Hatch	Hendrickson	McCartney	Pace

H.B. 77, as amended, transmitted to the Senate for its consideration.

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Sub. H.B. 80, UNSOLICITED COMMERCIAL EMAIL, read the third time by short title and placed on its final passage.

On motion of Representative Arent, the bill was amended as follows:

1. Page 2, Line 54:
After "email" insert "to a valid, functioning return electronic address"
2. Page 3, Line 60:
After "(ii)" insert "if the sender has a toll-free telephone number."
3. Page 3, Line 66:
After "consent." delete "or"
4. Page 3, Line 68:
After "email" insert:
"or
(c) fail to include in the email the information necessary to identify the point of origin of the email"
5. Page 4, Line 90:
After line 90 insert:
"Section 5. Revisors instructions.
It is the intent of the Legislature that, in preparing the Utah Code database for publication, the Office of Legislative Research and General Counsel shall change the numbering of the sections enacted by this bill from Title 63D, Chapter 2 to Title 13, Chapter 34."

On motion of Representative Ure, the bill was amended as follows:

6. Page 1, Line 7:
At the end of line 7 insert "The act provides a criminal penalty for a violation of those requirements."

7. Page 3, Line 72:

After line 72 insert:

“63D-2-104. Criminal penalty.

(1) A person who violates any requirement of Section 63D-2-103 is guilty of a class C misdemeanor.

(2) A criminal conviction or a penalty assessed as a result of a criminal conviction under Subsection (1) does not relieve the person convicted or assessed from civil liability in an action under Section 63D-2-105.

Section 5. Section 63D-2-105 is enacted to read:”

8. Page 3, Line 73:

At the beginning of line 73 delete “63D-2-104.” and insert “63D-2-105.”

Sub. H.B. 80, as amended, then passed on the following roll call:

Yeas, 64; Nays, 2; Absent or not voting 9.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Anderson	Arent	Beck	Bennion
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buffmire	Bush
Buttars	D. Clark	S. Clark	D. Cox
Curtis	Dayton	Dillree	Donnelson
Duckworth	Ferry	Fife	Goodfellow
Gowans	Hansen	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	King
Litvack	Lockhart	Mascaro	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Saunders	Seitz	Shurtliff	Siddoway
G. Snow	Styler	Swallow	Thompson
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Voting in the negative were: Representatives

Barrus Throckmorton

Absent or not voting were: Representatives

Becker	Beshear	Daniels	Ferrin
Garn	Harper	Hatch	Hendrickson
McCartney			

Sub. H.B. 80, as amended, transmitted to the Senate for its consideration.

* * *

Sub. H.B. 85, WATER DEVELOPMENT AND CONSERVATION TASK FORCE, read the third time by short title and placed on its final passage.

On motion of Representative Way, the House voted to circle **Sub. H.B. 85**.

* * *

H.B. 91, MINERAL PRODUCTION TAX WITHHOLDING AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 91 then passed on the following roll call:

Yeas, 53; Nays, 0; Absent or not voting, 22.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Bigelow
Biskupski	Bourdeaux	Bowman	Bradshaw
Bryson	Buttars	D. Clark	S. Clark
D. Cox	Curtis	Dillree	Donnelson
Duckworth	Fife	Hansen	Hogue
Holdaway	E. Hutchings	B. Johnson	Jones
King	Litvack	Mascaro	Morgan
Moss	Murray	Newbold	Pace
Parker	Peterson	Philpot	Ray
Shurtliff	Siddoway	G. Snow	Styler
Swallow	Thompson	Throckmorton	Urquhart
Wallace	Way	Winn	Young
M. Stephens			

Absent or not voting were: Representatives

Anderson	Becker	Bennion	Beshear
Buffmire	Bush	Daniels	Dayton
Ferrin	Ferry	Garn	Goodfellow
Gowans	Harper	Hatch	Hendrickson
Lockhart	McCartney	Saunders	Seitz
Tyler	Ure		

H.B. 91 transmitted to the Senate for its consideration.

* * *

H.B. 190, CRIMINAL RESTITUTION AMENDMENTS, read the third time by short title and placed on its final passage.

H.B. 190 then passed on the following roll call:

Yeas, 54; Nays, 0; Absent or not voting, 21.

Voting in the affirmative were: Representatives

Aagard	Adair	Alexander	S. Allen
Arent	Barrus	Beck	Beshear
Bigelow	Biskupski	Bourdeaux	Bowman
Bradshaw	Bryson	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dillree
Donnelson	Duckworth	Fife	Gowans
Hansen	Holdaway	E. Hutchings	B. Johnson
Jones	King	Litvack	Mascaro
Morgan	Moss	Murray	Newbold
Pace	Parker	Peterson	Philpot
Ray	Shurtliff	Siddoway	G. Snow
Swallow	Thompson	Throckmorton	Ure
Urquhart	Wallace	Way	Winn
Young	M. Stephens		

Absent or not voting were: Representatives

Anderson	Becker	Bennion	Buffmire
Bush	Daniels	Dayton	Ferrin
Ferry	Garn	Goodfellow	Harper
Hatch	Hendrickson	Hogue	Lockhart
McCartney	Saunders	Seitz	Styler
Tyler			

H.B. 190 transmitted to the Senate for its consideration.

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H.B. 196, DIVORCE AND PARENT-TIME REVISIONS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 196**.

* * *

H.B. 197, OFF-HIGHWAY VEHICLE AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Curtis, the House voted to circle **H.B. 197**.

* * *

H.B. 206, NEW CENTURY SCHOLARSHIP PROGRAM AMENDMENTS, read the third time by short title and placed on its final passage.

On motion of Representative Bradshaw, the bill was amended as follows:

1. Page 2, Line 42:

After line 42 insert:

“(c) Notwithstanding Subsections (1) and (2), if the appropriation under Subsection (4)(a) is insufficient to cover the costs associated with the New Century scholarship program, the State Board of Regents may limit or reduce scholarships.”

H.B. 206, as amended, then passed on the following roll call:

Yeas, 64; Nays, 0; Absent or not voting, 11.

Voting in the affirmative were: Representatives

Aagard	S. Allen	Anderson	Arent
Barrus	Beck	Beshear	Bigelow
Biskupski	Bourdeaux	Bradshaw	Bryson
Buffmire	Bush	Buttars	D. Clark
S. Clark	D. Cox	Curtis	Dayton
Dillree	Donnelson	Duckworth	Ferrin
Ferry	Fife	Goodfellow	Gowans
Hansen	Hendrickson	Hogue	Holdaway
E. Hutchings	B. Johnson	Jones	Litvack
Lockhart	Mascaro	Morgan	Moss
Murray	Newbold	Pace	Parker
Peterson	Philpot	Ray	Saunders
Seitz	Shurtliff	Siddoway	G. Snow
Styler	Swallow	Thompson	Throckmorton
Tyler	Ure	Urquhart	Wallace
Way	Winn	Young	M. Stephens

Absent or not voting were: Representatives

Adair	Alexander	Becker	Bennion
Bowman	Daniels	Garn	Harper
Hatch	King	McCartney	

H.B. 206, as amended, transmitted to the Senate for its consideration.

RULES COMMITTEE REPORT

Mr. Speaker: January 25, 2002

The Rules Committee has ordered the following House bills and resolutions printed and recommends the following bills and resolutions be assigned to standing committees:

BUSINESS & LABOR

- H.B. 257** Proof of Age Under the Alcoholic Beverage Code
(D. Bourdeaux)
- H.B. 260** Restrictions on Telephone Solicitation (K. Morgan)
- H.B. 266** Hearing Instrument Specialist Amendments
(A. Bradshaw)
- 1st Sub. S.B. 42** New Automobile Franchise Act Amendments
(D. Eastman)
- S.B. 51** Nurse Practice Act Amendments (P. Julander)
- S.B. 107** Utah Labor Commission Amendments (E. Mayne)
- S.B. 109** Licensing of Genetic Counselors Technical Amendments
(P. Julander)

EDUCATION

- H.B. 213** Classroom Amplification (D. Hogue)
- S.B. 85** Parental Involvement in Public Education (C. Walker)
- S.B. 99** Core Curriculum Amendments (D. Gladwell)
- S.B. 105** Repeal of Education Mandates and Programs
(H. Stephenson)

GOVERNMENT OPERATIONS

- 1st Sub. S.B. 34** Private Records Amendments (D. Steele)
- S.B. 36** Provisional Ballot (J. Hickman)
- S.B. 47** Procurement Code Amendments (D. Gladwell)
- S.B. 93** Classification of Certain Legislative Records
(P. Knudson)

HEALTH AND HUMAN SERVICES

- H.B. 181** Allocation of State Hospital Beds (J. Seitz)
- H.B. 122** Health Insurance Benefit Design (R. Lockhart)
- S.B. 4** Reports to Health and Human Services (T. Spencer)
- S.B. 33** Access to Health Care and Coverage Task Force
(P. Knudson)
- S.B. 45** Birth Certificate for Stillborn Child (R. Allen)
- S.B. 97** Forensic Mental Health Coordinating Council (K. Hale)

S.B. 110 Child Placement Determinations (D. Eastman)

JUDICIARY

H.B. 123 Medical Recommendations for Children (K. Bryson)

H.B. 183 Firearm Criminal Background Check Amendments
(J. M. Philpot)

H.J.R. 17 Resolution Closing Court Facility (C. Bennion)

S.B. 24 Release of Custodial or Noncustodial Parent's Address
(D. E. Allen)

S.B. 25 Office of Recovery Services Amendments (D. E. Allen)

S.B. 27 Amendments to Guilty and Mentally Ill (D. Gladwell)

LAW ENFORCEMENT AND CRIMINAL JUSTICE

H.B. 92 Seat Belt Requirements (C. Moss)

S.B. 26 Serious Youth Offender Amendments (L. Hillyard)

S.B. 40 Tuition Assistance Appropriation for National Guard
(P. Knudson)

NATURAL RESOURCES, AGRICULTURE AND ENVIRONMENT

H.B. 132 Sale of State Lands At Developmental Center
(M. Dayton)

H.B. 269 Water Commissioner Assessment Amendments (D. Ure)

S.B. 37 Mutual Water Company Change Applications
(L. Blackham)

S.B. 88 Environmental Self-evaluation Act Amendments
(B. Wright)

S.B. 89 Safe Drinking Water Act - Administrative Procedure
Amendments (B. Wright)

S.B. 90 Drinking Water Board Loan and Grant Amendments
(B. Wright)

S.J.R. 1 Resolution Encouraging Research and Development
Grants for Clean Coal Alternatives (M. Dmitrich)

POLITICAL SUBDIVISIONS

S.B. 35 Voter Residence Where Lot Is Divided by County
Boundary Line (C. Walker)

S.B. 82 County Personnel Management Act Amendments
(B. Evans)

PUBLIC UTILITIES AND TECHNOLOGY

H.B. 272 Utah Education Network Amendments (T. Hatch)

REVENUE AND TAXATION

H.B. 129 Sales and Use Taxes - Exemption for Certain Sales of Electricity (L. Shurtliff)

H.B. 182 Tax Review Commission Amendments (C. Bennion)

S.B. 20 Bonding Authority for Irrigation Districts (D. Gladwell)

S.B. 116 Local Government Variable Rate Bonding Authority (D. C. Buttars)

TRANSPORTATION

H.B. 273 Designation of I-80 (D. Bush)

S.B. 39 Highway Designation (P. Knudson)

S.B. 98 Outdoor Advertising Amendments (M. Waddoups)

WORKFORCE SERVICES & AND COMMUNITY & ECONOMIC DEVELOPMENT

H.B. 263 Mobile Home Park Residency Act Amendments (W. Harper)

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORT

Mr. Speaker: January 25, 2002

The House Rules Committee recommends, with written request of the sponsor, that **H.B. 238**, Cigarette and Tobacco Tax Amendments (C. Saunders), be replaced with **Substitute H.B. 238**, Cigarette and Tobacco Tax Amendments (C. Saunders), and further recommends it be assigned to the Revenue and Taxation Standing Committee.

Tom Hatch, Chair

Report filed. On motion of Representative Hatch, the report of the Rules Committee was adopted.

RULES COMMITTEE REPORTS

Mr. Speaker: January 25, 2002

The Rules Committee recommends that **S.J.R. 7**, Resolution on Compensation of In-session Employees (B. Evans), be considered read for the second time and placed on the Third Reading Calendar for Senate bills; and

The Rules Committee recommends that **H.J.R. 7**, Joint Rules Resolution - Appropriations Subcommittee Names (N. Hendrickson), be considered read for the second time and placed on the Third Reading Calendar.

Tom Hatch, Chair

Reports filed. On motion of Representative Hatch, the reports of the Rules Committee were adopted.

S.J.R. 7 and **H.J.R. 7**, read the second time by short title and placed on the calendar for third reading.

MISCELLANEOUS BUSINESS

On motion of Representative Garn, the House voted to adjourn until January 28, 2002, at 9:30 a.m.

HOUSE JOURNAL PAGE INDEX (DAY 1 - 5)

H.B. 1 -- SUPPLEMENTAL APPROPRIATIONS ACT (<i>J. Alexander</i>)	
Read the first time by short title and referred to Rules Committee	254
Read the second time	259
Read the third time	259
Amendments	259
Transmitted to the Senate	260
H.B. 4 -- MOTORBOAT DRIVER LICENSING AND BOATING UNDER THE INFLUENCE PROVISIONS (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	11
Read the second time	75
Amendments	75
H.B. 5 -- SCHOOL UNIFORM AMENDMENTS (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	12
Read the second time	71
Read the third time	89
Amendments	89
Transmitted to the Senate	89
H.B. 6 -- PUBLIC SAFETY BUREAU NAME CHANGE (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	12
Read the second time	71
Read the third time	90
Transmitted to the Senate	90
H.B. 7 -- NET METERING OF ELECTRICITY (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	12
Read the second time	71
Read the third time	90
Transmitted to the Senate	91
H.B. 8 -- REPEAL OF LOCAL GOVERNMENT INFORMATION TECHNOLOGY REVIEW COMMITTEE (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	13
Read the second time	71
Read the third time	91
Transmitted to the Senate	92
H.B. 9 -- REPEAL OF MEDICAL EXAMINER COMMITTEE (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	13
Read the second time	71
Read the third time	92
Transmitted to the Senate	93
H.B. 10 -- REPEAL OF INVESTMENT ADVISORY COMMITTEE (<i>B. Winn</i>)	
Read for the first time and referred to the Rules Committee	13
Read the second time	71
Read the third time	93
Transmitted to the Senate	94

H.B. 11 -- REPEAL OF UTAH OCCUPATIONAL SAFETY AND HEALTH ADVISORY COUNCIL (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	13
Read the second time	71
Read the third time	94
Transmitted to the Senate	94
H.B. 12 -- USE OF TOBACCO SETTLEMENT INTEREST PROCEEDS (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	13
Assigned to standing committee	80
Read the second time	128
H.B. 13 -- REPEAL OF HUMAN RESOURCE ADVISORY COMMITTEE (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	14
Assigned to standing committee	80
Read the second time	171
H.B. 14 -- REPEAL OF STATE ADVISORY PLANNING COMMITTEE (<i>P. Wallace</i>)	
Read for the first time and referred to the Rules Committee	14
Read the second time	71
Read the third time	94
Transmitted to the Senate	95
H.B. 15 -- REPEAL OF ENVIRONMENTAL QUALITY COORDINATING COMMITTEE (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	14
Read the second time	71
Read the third time	95
Transmitted to the Senate	96
H.B. 16 -- BLOOD AND BREATH ALCOHOL TESTING (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	14
Read the second time	150
Time Certain	150
Read the third time	255
Transmitted to the Senate	256
H.B. 17 -- MULTIPLE DRIVING UNDER THE INFLUENCE OFFENSES (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	15
Read the second time	150
Time Certain	150
Read the third time	256
Transmitted to the Senate	257
H.B. 18 -- COURT RECORDS OF DRIVING UNDER THE INFLUENCE CASES (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	15
Read the second time	150
Time Certain	150
Read the third time	257
Transmitted to the Senate	258
H.B. 19 -- ELECTION CAMPAIGN FUND CHECKOFF AMENDMENTS (<i>C. Buttars</i>)	
Read for the first time and referred to the Rules Committee	15
Read the second time	71
Read the third time	97
Transmitted to the Senate	98
H.B. 20 -- PROHIBITING RESIDENTIAL LOTS FROM CROSSING COUNTY LINES (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	15
Read the second time	71
Read the third time	98
Transmitted to the Senate	98
H.B. 21 -- ELECTRONIC GOVERNMENT SERVICES AMENDMENTS - AGRICULTURE (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	16
Read the second time	71
Read the third time	98
Circled	99
Uncircled	100
Transmitted to the Senate	101
H.B. 22 -- ELECTRONIC GOVERNMENT SERVICES AMENDMENTS - TRANSPORTATION (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	16
Read the second time	71
Read the third time	99
Circled	99
Uncircled	101
Transmitted to the Senate	101
H.B. 23 -- MORTGAGE PRACTICES ACT REVISIONS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	16
Read the second time	71
Read the third time	99
Amendments	99

	Circled	100
	Uncircled	131
	Transmitted to the Senate	132
H.B. 24 -- REVISIONS TO REDEVELOPMENT AGENCY LAWS (<i>W. Harper</i>)		
	Read for the first time and referred to the Rules Committee	16
	Read the second time	72
	Read the third time	115
	Amendments	115
	Transmitted to the Senate	117
H.B. 25 -- ADULT PROTECTIVE SERVICES AMENDMENTS (<i>P. Jones</i>)		
	Read for the first time and referred to the Rules Committee	17
	Substituted	155
1st Sub. H.B. 25 -- ADULT PROTECTIVE SERVICES AMENDMENTS (<i>P. Jones</i>)		
	Amendments	155
	Assigned to standing committee	155
	Amendments	224
	Read the second time	226
H.B. 26 -- TECHNICAL CORRECTIONS TO COUNTY CODE (<i>D. Cox</i>)		
	Read for the first time and referred to the Rules Committee	18
	Read the second time	72
	Read the third time	117
	Transmitted to the Senate	118
H.B. 27 -- TECHNICAL CORRECTIONS TO MUNICIPAL CODE (<i>D. Cox</i>)		
	Read for the first time and referred to the Rules Committee	18
	Read the second time	72
	Read the third time	118
	Transmitted to the Senate	119
H.B. 28 -- IMMUNITY FROM LIABILITY IN CHILD WELFARE INVESTIGATIONS (<i>W. Harper</i>)		
	Read for the first time and referred to the Rules Committee	18
	Read the second time	72
	Read the third time	119
	Circled	119
	Uncircled	119
	Transmitted to the Senate	120
H.B. 29 -- CHILD RESTRAINT VIOLATIONS (<i>C. Moss</i>)		
	Read for the first time and referred to the Rules Committee	18
	Read the second time	72
	Read the third time	120
	Amendments	120
	Transmitted to the Senate	121
H.B. 30 -- MASTER STATE HIGHWAY AMENDMENTS (<i>J. Murray</i>)		
	Read for the first time and referred to the Rules Committee	18
	Read the second time	72
	Read the third time	121
	Transmitted to the Senate	122
H.B. 31 -- LICENSE PLATE REQUIREMENTS (<i>B. King</i>)		
	Read for the first time and referred to the Rules Committee	19
	Assigned to standing committee	81
	Read the second time	174
H.B. 32 -- OVERSEAS AND MILITARY VOTERS AMENDMENTS (<i>D. Bush</i>)		
	Read for the first time and referred to the Rules Committee	19
	Read the second time	72
	Read the third time	122
	Transmitted to the Senate	123
H.B. 33 -- CERTIFICATION AND TESTING OF VOTING EQUIPMENT (<i>C. Butters</i>)		
	Read for the first time and referred to the Rules Committee	19
	Read the second time	72
	Read the third time	123
	Transmitted to the Senate	123
H.B. 34 -- TOURISM AMENDMENTS (<i>S. Allen</i>)		
	Read for the first time and referred to the Rules Committee	19
	Assigned to standing committee	82
	Amendments	172
	Read the second time	174
H.B. 35 -- EXPUNGEMENT OF JUVENILE RECORDS (<i>S. Daniels</i>)		
	Read for the first time and referred to the Rules Committee	19
	Read the second time	72
	Read the third time	123
	Transmitted to the Senate	124
H.B. 36 -- CHILD CARE AMENDMENTS (<i>R. Siddoway</i>)		
	Read for the first time and referred to the Rules Committee	20

Assigned to standing committee	82
Amendments	173
Read the second time	174
H.B. 37 -- PARENT-TIME AMENDMENTS (<i>J. Ferrin</i>)	
Read for the first time and referred to the Rules Committee	20
Amendments	152
Read the second time	152
H.B. 38 -- REPEAL OF HEALTH BENEFIT PLAN COMMITTEE (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	20
Read the second time	71
Read the third time	96
Transmitted to the Senate	97
H.B. 39 -- STATUTE OF LIMITATIONS AMENDMENTS (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	21
Read the second time	72
Read the third time	124
Uncircled	175
Transmitted to the Senate	125
Reconsideration	162
Substituted	162, 175
1st Sub. H.B. 39 -- STATUTE OF LIMITATIONS AMENDMENTS (<i>K. Bryson</i>)	
Transmitted to the Senate	176
Circled	162
H.B. 40 -- PUBLIC SAFETY - DIVISION NAME CHANGE (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	21
Read the second time	72
Read the third time	125
Transmitted to the Senate	126
H.B. 41 -- UTAH SUBSTANCE ABUSE AND ANTI-VIOLENCE COORDINATING COUNCIL AMENDMENTS (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	21
Read the second time	72
Read the third time	129
Transmitted to the Senate	130
H.B. 42 -- FLUORIDATION OF PUBLIC WATER SYSTEMS IN AN EMERGENCY (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	21
Read the second time	72
Read the third time	130
Amendments	130
Transmitted to the Senate	131
H.B. 43 -- ACCESS TO FLUORIDATED WATER (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	22
Read the second time	72
Read the third time	132
Transmitted to the Senate	133
H.B. 44 -- TRUSTEES OF TRUST DEEDS AMENDMENTS (<i>D. Clark</i>)	
Read for the first time and referred to the Rules Committee	22
Assigned to standing committee	80
1st Sub. H.B. 44 -- TRUST DEEDS AMENDMENTS (<i>D. Clark</i>)	
Substituted	222
Read the second time	223
H.B. 45 -- PRISONER ESCAPE AMENDMENT (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	22
Read the second time	72
Read the third time	133
Transmitted to the Senate	134
H.B. 46 -- ANNUAL REPORTS GIVEN TO THE LEGISLATURE (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	22
Read the second time	72
Read the third time	134
Transmitted to the Senate	134
H.B. 47 -- REPEAL OF SUNSET DATES ON OFFICE OF COURT ADMINISTRATOR AND ALTERNATIVE DISPUTE RESOLUTION (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	23
Read the second time	72
Read the third time	134
Transmitted to the Senate	135
H.B. 48 -- LOCAL SUBSTANCE ABUSE AUTHORITY AMENDMENTS (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	23

	Read the second time	72
	Read the third time	135, 258
	Time Certain	150
	Circled	135
	Transmitted to the Senate	258
H.B. 49 -- MUNICIPAL PLAN FOR MODERATE INCOME HOUSING (<i>P. Ray</i>)		
	Read for the first time and referred to the Rules Committee	23
	Read the second time	72
	Read the third time	135
	Transmitted to the Senate	136
H.B. 50 -- INDIVIDUAL INCOME TAX PERSONAL RETIREMENT EXEMPTION AND DEDUCTION FOR RETIREMENT INCOME - ELIMINATING MARRIAGE TAX PENALTIES (<i>W. Harper</i>)		
	Read for the first time and referred to the Rules Committee	24
	Read the second time	72
	Read the third time	136
	Transmitted to the Senate	137
H.B. 51 -- SALES AND USE TAX - TAXABILITY OF PARTS AND LABOR (<i>W. Harper</i>)		
	Read for the first time and referred to the Rules Committee	24
	Read the second time	71
	Read the third time	97
	Circled	97
	Uncircled	219
	Substituted	219
1st Sub. H.B. 51 -- SALES AND USE TAX - TAXABILITY OF PARTS AND LABOR (<i>W. Harper</i>)		
	Transmitted to the Senate	220
H.B. 52 -- HIGHER EDUCATION SAVINGS INCENTIVE PROGRAM AMENDMENTS (<i>K. Bryson</i>)		
	Read for the first time and referred to the Rules Committee	24
	Read the second time	72
	Read the third time	137
	Circled	137
	Uncircled	178
	Amendments	178
	Transmitted to the Senate	179
H.B. 53 -- TECHNICAL AMENDMENTS TO TOBACCO SETTLEMENT TRUST FUND (<i>K. Morgan</i>)		
	Read for the first time and referred to the Rules Committee	25
	Read the second time	72
	Read the third time	137
	Transmitted to the Senate	138
H.B. 54 -- TOBACCO AMENDMENTS (<i>C. Saunders</i>)		
	Read for the first time and referred to the Rules Committee	25
	Read the second time	72
	Read the third time	138
	Circled	138
	Uncircled	162
	Transmitted to the Senate	163
H.B. 55 -- UNDERAGE POSSESSION OF TOBACCO AMENDMENTS (<i>C. Saunders</i>)		
	Read for the first time and referred to the Rules Committee	25
	Read the second time	72
	Read the third time	138
	Circled	138
	Uncircled	163
	Transmitted to the Senate	164
H.B. 56 -- GENETIC PRIVACY AND DISCRIMINATION (<i>P. Ray</i>)		
	Read for the first time and referred to the Rules Committee	25
	Read the second time	72
	Read the third time	138
	Circled	138
	Uncircled	165
	Amendments	165
	Transmitted to the Senate	166
H.B. 57 -- FORFEITED WATER RIGHT ALLOCATION (<i>D. Peterson</i>)		
	Read for the first time and referred to the Rules Committee	26
	Read the second time	72
	Read the third time	139
	Transmitted to the Senate	139
H.B. 58 -- WATER FORFEITURE AMENDMENTS (<i>M. Styler</i>)		
	Read for the first time and referred to the Rules Committee	26
	Read the second time	76
	Amendments	76
	Read the third time	227
	Transmitted to the Senate	228

H.B. 59 -- MUNICIPAL TELEPHONE UTILITIES AMENDMENTS (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	26
Assigned to standing committee	81
H.B. 60 -- INDIVIDUAL INCOME TAX - STATE EARNED INCOME TAX CREDIT (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	26
Read the second time	72
Read the third time	139
Circled	139
Uncircled	211
Transmitted to the Senate	212
H.B. 61 -- FUNDS CONSOLIDATION (<i>J. Alexander</i>)	
Read for the first time and referred to the Rules Committee	27
Read the second time	72
Read the third time	139
Circled	140
H.B. 62 -- LEGISLATIVE AREA OF STATE CAPITOL (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	27
Read the second time	72
Read the third time	140
Circled	140
H.B. 63 -- LICENSING AMENDMENTS REGARDING BACKGROUND CHECKS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	27
Read the second time	73
Read the third time	140
Transmitted to the Senate	141
H.B. 64 -- CONSUMER PROTECTION AMENDMENTS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	27
Substituted	82
1st Sub. H.B. 64 -- CONSUMER PROTECTION AMENDMENTS (<i>A. Bradshaw</i>)	
Assigned to standing committee	82
Amendments	128
Read the second time	129
H.B. 65 -- STATE PARK ACCESS HIGHWAYS AMENDMENTS (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	28
Read the second time	73
Read the third time	141
Transmitted to the Senate	141
H.B. 66 -- JUDICIARY AMENDMENTS (<i>P. Arent</i>)	
Read for the first time and referred to the Rules Committee	28
Substituted	76
Read the third time	228
Amendments	228
Reconsideration	261
Circled	261
Failed	229
1st Sub. H.B. 66 -- JUDICIARY AMENDMENTS (<i>P. Arent</i>)	
Read the second time	76
H.B. 67 -- PENALTY FOR DISTRACTED DRIVING (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	28
Amendments	155
Assigned to standing committee	155
H.B. 68 -- SUBDIVISION OF AGRICULTURAL LAND (<i>B. Parker</i>)	
Read for the first time and referred to the Rules Committee	28
H.B. 69 -- PAYMENT FOR BAILIFF AND OTHER SERVICES IN COURTS OF RECORD (<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	29
Read the second time	73
Read the third time	141
Circled	141
H.B. 70 -- POLITICAL FUNDRAISING RESTRICTIONS ON GOVERNOR (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	29
Read the second time	73
Read the third time	141
Transmitted to the Senate	142
H.B. 71 -- ELIMINATE STRAIGHT PARTY VOTING OPTION (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	29
Assigned to standing committee	154
H.B. 72 -- PENALTY FOR MISUSE OF LAWFUL SUBSTANCES (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	29
Read the second time	73

	Read the third time	142
	Circled	142
	Uncircled	181
	Amendments	181
	Transmitted to the Senate	182
H.B. 73 -- CAPITAL FELONY SENTENCING PROCEDURES (<i>G. Snow</i>)		
	Read for the first time and referred to the Rules Committee	30
	Read the second time	73
	Read the third time	142
	Transmitted to the Senate	143
H.B. 74 -- SAFETY INSPECTIONS REGARDING WINDOW TINTING (<i>D. Bowman</i>)		
	Read for the first time and referred to the Rules Committee	30
	Read the second time	73
	Read the third time	143
	Transmitted to the Senate	144
H.B. 75 -- CEMETERY MAINTENANCE DISTRICT AMENDMENTS (<i>E. Anderson</i>)		
	Read for the first time and referred to the Rules Committee	30
	Read the second time	73
	Read the third time	160
	Transmitted to the Senate	160
H.B. 76 -- PROCESS FOR CREATION OF NEW SCHOOL DISTRICTS (<i>D. Cox</i>)		
	Read for the first time and referred to the Rules Committee	30
	Amendments	156
	Assigned to standing committee	156
	Amendments	223
	Read the second time	224
H.B. 77 -- CRIMINAL SENTENCING - MITIGATION AMENDMENTS (<i>D. Hogue</i>)		
	Read for the first time and referred to the Rules Committee	31
	Read the second time	76
	Amendments	76
	Read the third time	262
	Transmitted to the Senate	263
H.B. 78 -- GUN SHOW BACKGROUND CHECK (<i>S. Daniels</i>)		
	Read for the first time and referred to the Rules Committee	31
H.B. 79 -- SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES (<i>R. Siddoway</i>)		
	Read for the first time and referred to the Rules Committee	31
	Amendments	82
	Assigned to standing committee	82
	Substituted	129
1st Sub. H.B. 79 -- SCHOOL DISPLAY OF MOTTO OF THE UNITED STATES (<i>R. Siddoway</i>)		
	Read the second time	129
H.B. 80 -- UNSOLICITED COMMERCIAL EMAIL (<i>P. Arent</i>)		
	Read for the first time and referred to the Rules Committee	31
	Substituted	76
1st Sub. H.B. 80 -- UNSOLICITED COMMERCIAL EMAIL (<i>P. Arent</i>)		
	Read the second time	76
	Read the third time	263
	Amendments	263
	Transmitted to the Senate	265
H.B. 81 -- YOUTH FISHING LICENSE AMENDMENTS (<i>F. Fife</i>)		
	Read for the first time and referred to the Rules Committee	31
	Read the second time	150
H.B. 82 -- STORAGE OF CONCEALED FIREARMS ON FACILITIES WITH SECURE AREAS (<i>J. Swallow</i>)		
	Read for the first time and referred to the Rules Committee	32
H.B. 83 -- IMPOUNDED LIVESTOCK - SALE BY COUNTY (<i>T. Hatch</i>)		
	Read for the first time and referred to the Rules Committee	32
	Read the second time	150
H.B. 84 -- PROPERTY TAX ASSESSMENTS - EFFECT OF CONSERVATION EASEMENT (<i>R. Becker</i>)		
	Read for the first time and referred to the Rules Committee	32
	Read the second time	73
	Read the third time	160
	Circled	160
	Uncircled	164
	Transmitted to the Senate	165
H.B. 85 -- UTAH LAKE AUTHORITY LEGISLATIVE TASK FORCE (<i>G. Way</i>)		
	Read for the first time and referred to the Rules Committee	32
	Substituted	77
1st Sub. H.B. 85 -- WATER DEVELOPMENT AND CONSERVATION TASK FORCE (<i>G. Way</i>)		
	Read the first time by short title and referred to Rules Committee	77

Read the second time	77
Read the third time	265
Circled	265
H.B. 86 -- PUBLICATION NOTICE OF CONSTITUTIONAL AMENDMENTS (<i>P. Arent</i>)	
Read for the first time and referred to the Rules Committee	33
Read the second time	73
Read the third time	160
Transmitted to the Senate	161
H.B. 87 -- UNMARKED VEHICLE AMENDMENTS (<i>D. Bowman</i>)	
Read for the first time and referred to the Rules Committee	33
Read the second time	73
Read the third time	161
Transmitted to the Senate	162
H.B. 88 -- SALES AND USE TAX - AGRICULTURAL EXEMPTION (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	33
Read the second time	73
Read the third time	166
Transmitted to the Senate	167
H.B. 89 -- BAN ON GIFTS (<i>R. Becker</i>)	
Read for the first time and referred to the Rules Committee	33
H.B. 90 -- TRUTH IN ADVERTISING AMENDMENTS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	34
Assigned to standing committee	80
H.B. 91 -- MINERAL PRODUCTION TAX WITHHOLDING AMENDMENTS (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	34
Read the second time	77
Amendments	77
Read the third time	265
Transmitted to the Senate	265
H.B. 92 -- SEAT BELT REQUIREMENTS (<i>C. Moss</i>)	
Read for the first time and referred to the Rules Committee	34
Assigned to standing committee	269
H.B. 93 -- MUNICIPAL ANNEXATION AMENDMENTS (<i>D. Peterson</i>)	
Read for the first time and referred to the Rules Committee	34
Read the second time	73
Read the third time	167
Transmitted to the Senate	168
H.B. 94 -- SPECIAL FUEL TAX AMENDMENTS (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	35
Read the second time	73
Read the third time	168
Transmitted to the Senate	169
H.B. 95 -- PROPERTY TAXES - NOTICE OF DELINQUENCY (<i>M. Dillree</i>)	
Read for the first time and referred to the Rules Committee	35
Amendments	151
Read the second time	151
H.B. 96 -- LICENSURE OF GEOLOGISTS (<i>R. Becker</i>)	
Read for the first time and referred to the Rules Committee	35
Assigned to standing committee	154
H.B. 97 -- RETIREMENT COST-OF-LIVING ADJUSTMENT FOR PUBLIC SAFETY (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	36
Assigned to standing committee	81
H.B. 98 -- AMENDMENTS TO WHISTLE BLOWERS STATUTE (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	36
H.B. 99 -- CONSECUTIVE SENTENCING (<i>T. McCartney</i>)	
Read for the first time and referred to the Rules Committee	36
Assigned to standing committee	81
H.B. 100 -- CRIMINAL CODE DEFINITION AMENDMENT (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	36
Read the second time	150
H.B. 101 -- RACIAL PROFILING (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	37
H.B. 102 -- CRIMINAL HISTORY BACKGROUND INFORMATION (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	37
Read the second time	150
H.B. 103 -- INDIVIDUAL INCOME TAX DEDUCTION FOR NET CAPITAL GAIN (<i>J. Ferrin</i>)	
Read for the first time and referred to the Rules Committee	37
Assigned to standing committee	155

H.B. 104 -- REDISTRICTING PROCEDURES (<i>R. Siddoway</i>)	
Read for the first time and referred to the Rules Committee	38
H.B. 105 -- HEALTH INSURANCE MANDATES - PILOT PROGRAM (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	38
Assigned to standing committee	80
Read the second time	128
H.B. 106 -- PHARMACEUTICAL ACCESS AND DRUG POLICY ADVISORY SUBCOMMITTEE (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	38
Amendments	156
Assigned to standing committee	156
H.B. 107 -- OBSCENITY AND PORNOGRAPHY COMPLAINTS OMBUDSMAN DUTIES (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	39
Read the second time	73
Read the third time	176
Amendments	176
Transmitted to the Senate	177
H.B. 108 -- CONSUMER PROTECTION AMENDMENTS - RENTAL MOTOR VEHICLES (<i>J. Biskupski</i>)	
Read for the first time and referred to the Rules Committee	39
Assigned to standing committee	154
H.B. 109 -- GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	40
Assigned to standing committee	80
Substituted	170
1st Sub. H.B. 109 -- GOVERNOR AND LEGISLATURES POWER TO CUT STATE BUDGET (<i>K. Holdaway</i>)	
Read the second time	171
H.B. 110 -- MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION (<i>P. Wallace</i>)	
Read for the first time and referred to the Rules Committee	40
Assigned to standing committee	80
Substituted	223
1st Sub. H.B. 110 -- MOTOR VEHICLE INSURANCE AND CREDIT INFORMATION (<i>P. Wallace</i>)	
Read the second time	223
H.B. 111 -- STATE RESPONSIBILITY FOR REGULATION OF POSTSECONDARY PROPRIETARY SCHOOLS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	40
Assigned to standing committee	80
Amendments	223
Read the second time	224
H.B. 112 -- HEALTH CARE MALPRACTICE ACT AMENDMENTS (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	40
Assigned to standing committee	80
Amendments	225
Read the second time	226
H.B. 113 -- INSECT CONTROL ON FEDERAL LANDS (<i>S. Urquhart</i>)	
Read for the first time and referred to the Rules Committee	41
Assigned to standing committee	81
Read the second time	174
H.B. 114 -- PENALTY FOR STEALING MOTOR FUEL (<i>C. Saunders</i>)	
Read for the first time and referred to the Rules Committee	41
Assigned to standing committee	82
Read the second time	172
H.B. 115 -- TECHNICAL CHANGES TO ELECTION LAW (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	41
Assigned to standing committee	80, 171
H.B. 116 -- ATTENDANCE AT LOCAL GOVERNMENT MEETINGS BY LOCAL GOVERNMENT OFFICIALS (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	42
Assigned to standing committee	81
H.B. 117 -- REVENUE FOR RESTRUCTURING MEDICAID SPEND DOWN (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	42
H.B. 118 -- SPECIAL LICENSE PLATES FOR SEARCH AND RESCUE TEAMS (<i>B. Ferry</i>)	
Read for the first time and referred to the Rules Committee	42
Assigned to standing committee	82
Amendments	172
Read the second time	172
H.B. 119 -- ASSESSMENT OF PROPERTY SUBJECT TO A MINIMUM PARCEL SIZE (<i>J. Murray</i>)	
Read for the first time and referred to the Rules Committee	42
Assigned to standing committee	81
Read the second time	172
H.B. 120 -- DIVISION AND BOARD OF WATER RESOURCES NAME CHANGE (<i>J. Buffinire</i>)	
Read for the first time and referred to the Rules Committee	43
Assigned to standing committee	81

H.B. 121 -- RESTRICTIONS ON PUBLIC OFFICIALS BECOMING LOBBYISTS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	43
H.B. 122 -- HEALTH INSURANCE BENEFIT DESIGN (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	43
Assigned to standing committee	268
H.B. 123 -- MEDICAL RECOMMENDATIONS FOR CHILDREN (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	44
Assigned to standing committee	269
H.B. 124 -- DEBT COLLECTION AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	113
H.B. 125 -- ENDANGERMENT OF CHILD OR ELDER PERSON WITH CONTROLLED SUBSTANCE OR PRECURSOR (<i>T. Beck</i>)	
Read for the first time and referred to the Rules Committee	113
H.B. 126 -- ANNEXATIONS INVOLVING TOWNSHIPS (<i>C. Duckworth</i>)	
Read for the first time and referred to the Rules Committee	113
H.B. 127 -- COUNTY BALLOT QUESTIONS (<i>C. Butters</i>)	
Read for the first time and referred to the Rules Committee	114
H.B. 128 -- CONTROLLED SUBSTANCES ACT AMENDMENTS (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	157
H.B. 129 -- SALES AND USE TAXES - EXEMPTION FOR CERTAIN SALES OF ELECTRICITY (<i>L. Shurtliff</i>)	
Read for the first time and referred to the Rules Committee	158
Assigned to standing committee	270
H.B. 130 -- VETERANS' HOMES (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	158
H.B. 131 -- REPORTING OF DATA TO THE AUTOMATED GEOGRAPHIC REFERENCE CENTER (<i>L. Pace</i>)	
Read for the first time and referred to the Rules Committee	203
H.B. 132 -- SALE OF STATE LANDS AT DEVELOPMENTAL CENTER (<i>M. Dayton</i>)	
Read for the first time and referred to the Rules Committee	204
Assigned to standing committee	269
H.B. 133 -- NATURAL GAS TECHNICIAN CERTIFICATION (<i>G. Snow</i>)	
Read for the first time and referred to the Rules Committee	204
H.B. 134 -- UNAUTHORIZED ELECTRONIC TRANSACTIONS (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	204
H.B. 135 -- AMENDMENTS TO LEGISLATIVE SALARY PROCESS (<i>M. Newbold</i>)	
Read for the first time and referred to the Rules Committee	204
H.B. 181 -- ALLOCATION OF STATE HOSPITAL BEDS (<i>J. Seitz</i>)	
Read the first time by short title and referred to Rules Committee	260
Assigned to standing committee	268
H.B. 182 -- TAX REVIEW COMMISSION AMENDMENTS (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	158
Assigned to standing committee	270
H.B. 183 -- FIREARM CRIMINAL BACKGROUND CHECK AMENDMENTS (<i>J. M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	44
Assigned to standing committee	269
H.B. 184 -- IMPACT FEES ACT AMENDMENTS (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	44
Assigned to standing committee	154
H.B. 185 -- REAUTHORIZATION OF INDIVIDUAL INCOME TAX CREDIT - TUTORING DISABLED DEPENDENTS (<i>J. Buffinire</i>)	
Read for the first time and referred to the Rules Committee	45
Assigned to standing committee	81
Amendments	171
Read the second time	172
H.B. 186 -- STATE RETIREMENT CONVERSION WINDOW (<i>B. King</i>)	
Read for the first time and referred to the Rules Committee	45
Assigned to standing committee	81
H.B. 187 -- DRIVER LICENSE FRAUD AMENDMENTS (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	45
Read the second time	73
Read the third time	177
Circled	177
H.B. 188 -- ARREST AUTHORITY OF PEACE OFFICERS (<i>G. Donnelson</i>)	
Read for the first time and referred to the Rules Committee	45
H.B. 189 -- RETENTION OF EDUCATOR LICENSES (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	45
Assigned to standing committee	154

H.B. 190 -- CRIMINAL RESTITUTION AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	46
Read the second time	77
Amendments	77
Read the third time	266
Transmitted to the Senate	266
H.B. 191 -- PREDATORY MORTGAGE LENDING (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	46
Assigned to standing committee	80
Substituted	223
1st Sub. H.B. 191 -- MORTGAGE LENDING DISCLOSURES (<i>P. Ray</i>)	
Amendments	223
Read the second time	223
H.B. 192 -- WORKERS' COMPENSATION BENEFITS FOR VOLUNTEER SAFETY OFFICERS (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	46
Read the second time	73
Read the third time	179
Amendments	179
Circled	179
Uncircled	180
Transmitted to the Senate	181
H.B. 193 -- REDEVELOPMENT AGENCIES NOTICE REQUIREMENTS (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	47
Read the second time	73
Read the third time	179
Circled	179
H.B. 194 -- PROPER LOOKOUT IN VEHICLES (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	47
H.B. 195 -- PROTECTION OF SPORTS OFFICIALS FROM VIOLENT ABUSE (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	47
H.B. 196 -- DIVORCE AND PARENT-TIME REVISIONS (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	47
Read the second time	77
Amendments	77
Read the third time	266
Circled	266
H.B. 197 -- OFF-HIGHWAY VEHICLE AMENDMENTS (<i>B. Goodfellow</i>)	
Read for the first time and referred to the Rules Committee	47
Read the second time	78
Amendments	78
Read the third time	266
Circled	267
H.B. 198 -- MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS (<i>K. Holdaway</i>)	
Read for the first time and referred to the Rules Committee	48
Read the second time	73
Read the third time	179
Circled	179
Uncircled	182
Transmitted to the Senate	183
H.B. 199 -- INTERIM COMMITTEE MEMBERSHIP (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	48
Read the second time	73
Read the third time	179
Circled	180
H.B. 200 -- NUTRITIONAL FOOD IN SCHOOLS (<i>P. Jones</i>)	
Read for the first time and referred to the Rules Committee	48
H.B. 201 -- PROPERTY TAX - JUDGMENT LEVY (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	48
Read the second time	73
Read the third time	180
Transmitted to the Senate	180
H.B. 202 -- RECONVEYANCE OF TRUST DEED OR RELEASE OF MORTGAGE (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	49
Read the second time	73
Read the third time	183
Circled	183
H.B. 203 -- EXPANSION OF GOVERNMENTAL IMMUNITY (<i>R. Barrus</i>)	
Read for the first time and referred to the Rules Committee	49
H.B. 204 -- RESPONSIBILITY OF ATTORNEY GENERAL TO REPRESENT DIVISION OF CHILD AND FAMILY SERVICES (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	49

Read the second time	73
Read the third time	183
Amendments	183
Transmitted to the Senate	184
H.B. 205 -- DIVISION OF CONSTRUCTION SERVICES (<i>S. Clark</i>)	
Read for the first time and referred to the Rules Committee	50
Assigned to standing committee	154
H.B. 206 -- NEW CENTURY SCHOLARSHIP PROGRAM AMENDMENTS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	50
Read the second time	78
Amendments	78
Read the third time	267
Amendments	267
Transmitted to the Senate	267
H.B. 207 -- LICENSES FOR EDUCATORS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	50
Read the second time	73
Read the third time	184
Circled	184
Uncircled	217
Transmitted to the Senate	218
H.B. 208 -- FEDERAL GOVERNMENT ACQUISITION OF REAL PROPERTY IN THE STATE (<i>B. Johnson</i>)	
Read for the first time and referred to the Rules Committee	51
Read the second time	79
Amendments	79
H.B. 209 -- TRUANCY AMENDMENTS (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	51
Assigned to standing committee	80
Amendments	129
Read the second time	129
H.B. 210 -- RECREATIONAL VEHICLE - LENGTH AND WIDTH AMENDMENTS (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	51
Read the second time	79
Amendments	79
H.B. 211 -- REPEAL OF WEAPONS LAW (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	51
H.B. 212 -- SPECIAL SERVICE DISTRICT AMENDMENTS (<i>E. Anderson</i>)	
Read for the first time and referred to the Rules Committee	52
Substituted	155
1st Sub. H.B. 212 -- SPECIAL SERVICE DISTRICT AMENDMENTS (<i>E. Anderson</i>)	
Assigned to standing committee	155
H.B. 213 -- CLASSROOM AMPLIFICATION (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	52
Assigned to standing committee	268
H.B. 214 -- EXTENSION OF SUNSET ON TELEHEALTH COMMISSION (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	52
Read the second time	73
Read the third time	184
Transmitted to the Senate	185
H.B. 215 -- DEPARTMENT OF HEALTH COLLECTION OF INFORMATION (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	52
Read the second time	74
Read the third time	185
Transmitted to the Senate	186
H.B. 216 -- TRANSFER OF DEVELOPMENT RIGHTS (<i>B. Parker</i>)	
Read for the first time and referred to the Rules Committee	52
Assigned to standing committee	81
H.B. 217 -- DESIGNATION OF MEMORIAL HIGHWAY (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	53
Assigned to standing committee	82
Read the second time	172
Time Certain	260
H.B. 218 -- OVER WEIGHT VEHICLE AMENDMENTS (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	53
Read the second time	74
Read the third time	186
Circled	186
H.B. 219 -- FIREARM FEE AMENDMENTS (<i>J. M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	53
Assigned to standing committee	154

H.B. 220 -- CONTROL OF PRECURSOR CHEMICALS (<i>A. L. Tyler</i>)	
Read for the first time and referred to the Rules Committee	53
Assigned to standing committee	81
H.B. 221 -- STATE BOARD OF EDUCATION RULES AND REPORTS (<i>M. Dayton</i>)	
Read for the first time and referred to the Rules Committee	54
Read the second time	74
Read the third time	186
Transmitted to the Senate	187
H.B. 222 -- SCHOOL AND SCHOOL DISTRICT SIZE TASK FORCE (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	54
Assigned to standing committee	154
Read the second time	224
H.B. 223 -- HUNTING LICENSE FEE REFUND (<i>M. Styler</i>)	
Read for the first time and referred to the Rules Committee	55
Amendments	151
Read the second time	151
H.B. 224 -- GIVING FALSE INFORMATION TO POLICE OFFICER (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	55
Read the second time	74
Read the third time	209
Amendments	209
Circled	209
Uncircled	261
Amendments	261
Transmitted to the Senate	262
H.B. 225 -- MENTAL HEALTH PROFESSIONAL FINANCIAL ASSISTANCE GRANTS - TECHNICAL AMENDMENTS (<i>J. Buffinire</i>)	
Read for the first time and referred to the Rules Committee	55
Read the second time	74
Read the third time	209
Transmitted to the Senate	210
H.B. 226 -- TERMINATION OF PARENTAL RIGHTS AMENDMENTS (<i>M. Throckmorton</i>)	
Read for the first time and referred to the Rules Committee	55
Substituted	82
1st Sub. H.B. 226 -- TERMINATION OF PARENTAL RIGHTS AMENDMENTS (<i>M. Throckmorton</i>)	
Assigned to standing committee	82
Read the second time	175
H.B. 227 -- ELECTRONIC MONITORING OF PROBATIONERS - CRIMINAL INTERFERENCE (<i>K. Bryson</i>)	
Read for the first time and referred to the Rules Committee	56
Read the second time	74
Read the third time	210
Circled	210
H.B. 228 -- PUBLIC EDUCATION VENDING CONTRACTS (<i>P. Jones</i>)	
Read for the first time and referred to the Rules Committee	56
H.B. 229 -- WORKERS' COMPENSATION - DEATH BENEFIT (<i>D. Clark</i>)	
Read for the first time and referred to the Rules Committee	56
H.B. 230 -- RETIREMENT OF PUBLIC SAFETY OFFICIALS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	57
Assigned to standing committee	154
H.B. 231 -- PUBLIC HEALTH AUTHORITY AMENDMENTS (<i>S. Allen</i>)	
Read for the first time and referred to the Rules Committee	57
Substituted	82
1st Sub. H.B. 231 -- PUBLIC HEALTH AUTHORITY AMENDMENTS (<i>S. Allen</i>)	
Assigned to standing committee	82
Substituted	127
2nd Sub. H.B. 231 -- PUBLIC HEALTH AUTHORITY AMENDMENTS (<i>S. Allen</i>)	
Amendments	127
Read the second time	128
H.B. 232 -- UNEMPLOYMENT INSURANCE FRAUD AMENDMENTS (<i>T. McCartney</i>)	
Read for the first time and referred to the Rules Committee	57
Amendments	153
Read the second time	153
H.B. 233 -- MITIGATION OF DAMAGES IN CONDEMNATION PROCEEDINGS (<i>G. Curtis</i>)	
Read for the first time and referred to the Rules Committee	58
Assigned to standing committee	81
Read the second time	175
H.B. 234 -- MECHANICS' LIEN AMENDMENTS (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	58

Read the second time	71
Read the third time	88
Transmitted to the Senate	88
H.B. 235 -- EMERGENCY VEHICLE AMENDMENTS (<i>P. Ray</i>)	
Read for the first time and referred to the Rules Committee	58
Read the second time	150
H.B. 236 -- INDECENT PUBLIC DISPLAY AMENDMENTS (<i>P. Wallace</i>)	
Read for the first time and referred to the Rules Committee	58
Amendments	156
Assigned to standing committee	156
Amendments	255
Read the second time	255
H.B. 237 -- SPOUSE ABUSE AMENDMENTS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	58
Read the second time	74
Read the third time	210
Circled	210
H.B. 238 -- CIGARETTE AND TOBACCO TAX AMENDMENTS (<i>C. Saunders</i>)	
Read for the first time and referred to the Rules Committee	59
Substituted	270
1st Sub. H.B. 238 -- CIGARETTE AND TOBACCO TAX AMENDMENTS (<i>C. Saunders</i>)	
Assigned to standing committee	270
H.B. 239 -- SALVAGE VEHICLE AMENDMENTS (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	59
H.B. 240 -- PUBLIC EDUCATION CAPITAL OUTLAY ACT AMENDMENTS (<i>D. Cox</i>)	
Read for the first time and referred to the Rules Committee	59
Assigned to standing committee	80
H.B. 241 -- COUNTY HEALTH DEPARTMENTS - OPERATIONAL STRUCTURE (<i>K. Garn</i>)	
Read for the first time and referred to the Rules Committee	59
H.B. 242 -- PRACTICE OF RADIOLOGY TECHNOLOGY LICENSURE AMENDMENTS (<i>J. M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	60
Assigned to standing committee	154
H.B. 243 -- CHILD IMMUNIZATION AMENDMENTS (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	60
Assigned to standing committee	80
H.B. 244 -- CREDIT ALLOWED IN TEACHER TRANSFER (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	60
Assigned to standing committee	80
H.B. 245 -- AMENDMENTS TO SEX OFFENDER REGISTRY (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	81
Amendments	157
Read the second time	157
H.B. 246 -- SUNSET ACT REAUTHORIZATIONS (<i>S. Mascaro</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	80
Amendments	170
Read the second time	171
H.B. 247 -- FIRE PREVENTION AND SAFETY AMENDMENTS (<i>C. Beshear</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	81
Read the second time	157
H.B. 248 -- CLASSIFICATION OF STATE EMPLOYEES FOR INSURANCE PURPOSES (<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	61
Assigned to standing committee	81
H.B. 249 -- SALES AND USE TAX - LOCATION OF TRANSACTIONS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	62
Read the second time	74
Read the third time	210
Transmitted to the Senate	211
H.B. 250 -- RETIREMENT LAW RECODIFICATION (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	62
Read the second time	74
Read the third time	211
Circled	211
H.B. 251 -- FUNDING OF STATE AND COUNTY HEALTH AND HUMAN SERVICES LEGISLATIVE TASK FORCE (<i>J. Seitz</i>)	
Read for the first time and referred to the Rules Committee	62

Assigned to standing committee	154
Amendments	225
Read the second time	226
H.B. 252 -- GENERAL OBLIGATION BONDS FOR ENGINEERING BUILDINGS (<i>G. Adair</i>)	
Read for the first time and referred to the Rules Committee	62
Assigned to standing committee	155
H.B. 253 -- RURAL SCHOOLS - EQUITY IN EDUCATION (<i>B. Johnson</i>)	
Read for the first time and referred to the Rules Committee	63
Assigned to standing committee	154
Read the second time	224
H.B. 254 -- FIREMEN'S CIVIL SERVICE COUNCIL AMENDMENTS (<i>J. M. Philpot</i>)	
Read for the first time and referred to the Rules Committee	63
Assigned to standing committee	154
H.B. 255 -- UTAH HOUSING CORPORATION AMENDMENTS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	63
Read the second time	74
Read the third time	212
Circled	212
Uncircled	213
Amendments	213
H.B. 256 -- CONSTITUTIONAL DEFENSE COUNCIL AMENDMENTS (<i>S. Urquhart</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	154
H.B. 257 -- PROOF OF AGE UNDER THE ALCOHOLIC BEVERAGE CODE (<i>D. Bourdeaux</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	268
H.B. 258 -- VOTER IDENTIFICATION REQUIREMENTS (<i>R. Lockhart</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	80
Amendments	171
Read the second time	171
H.B. 259 -- USE OF STATE ARMORIES (<i>C. Beshear</i>)	
Read for the first time and referred to the Rules Committee	64
H.B. 260 -- RESTRICTIONS ON TELEPHONE SOLICITATION (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	64
Assigned to standing committee	268
H.B. 261 -- REGULATION OF RESTRAINT THERAPY (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	65
H.B. 262 -- STUDENT EDUCATION PLANS (<i>M. Newbold</i>)	
Read for the first time and referred to the Rules Committee	65
H.B. 263 -- MOBILE HOME PARK RESIDENCY ACT AMENDMENTS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	65
Assigned to standing committee	270
H.B. 264 -- FUNDS CONSOLIDATION, BUDGET PROCEDURES, AND FUND RECLASSIFICATION AMENDMENTS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	114
H.B. 265 -- COURT ORDERED COUNSELING (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	114
H.B. 266 -- HEARING INSTRUMENT SPECIALIST AMENDMENTS (<i>A. Bradshaw</i>)	
Read for the first time and referred to the Rules Committee	114
Assigned to standing committee	268
H.B. 267 -- PERSONNEL MANAGEMENT ACT REVISION (<i>D. Peterson</i>)	
Read for the first time and referred to the Rules Committee	115
H.B. 268 -- ADDITIONAL STATE RETIREMENT BENEFIT (<i>L. Shurtliff</i>)	
Read for the first time and referred to the Rules Committee	115
H.B. 269 -- WATER COMMISSIONER ASSESSMENT AMENDMENTS (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	159
Assigned to standing committee	269
H.B. 270 -- MENTAL HEALTH PRACTITIONER IN PARENTAL RIGHTS ACTION (<i>M. Thompson</i>)	
Read for the first time and referred to the Rules Committee	159
H.B. 271 -- APPROPRIATION FOR SCHOOL DISTRICTS IMPACTED BY FEE WAIVERS (<i>L. Shurtliff</i>)	
Read for the first time and referred to the Rules Committee	205
H.B. 272 -- UTAH EDUCATION NETWORK AMENDMENTS (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	205

Assigned to standing committee	270
H.B. 273 -- DESIGNATION OF I-80 (<i>D. Bush</i>)	
Read for the first time and referred to the Rules Committee	206
Assigned to standing committee	270
H.C.R. 1 -- RESOLUTION REGARDING UNITED STATES MINTING OF THE UTAH QUARTER (<i>N. Hansen</i>)	
Read for the first time and referred to the Rules Committee	66
Assigned to standing committee	154
H.J.R. 1 -- RESOLUTION REAPPOINTING LEGISLATIVE AUDITOR GENERAL (<i>M. Stephens</i>)	
Read for the first time and referred to the Rules Committee	66
Read the second time	150
H.J.R. 2 -- RULES RESOLUTION - COMMITTEE NOTES ON BILLS (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	66
Read the second time	75
Amendments	75
Read the third time	85
Transmitted to the Senate	86
H.J.R. 3 -- CREATION OF REDISTRICTING COMMISSION RESOLUTION (<i>K. Morgan</i>)	
Read for the first time and referred to the Rules Committee	66
H.J.R. 4 -- RESOLUTION ENCOURAGING CULTURAL COMPETENCY IN THE DELIVERY OF HEALTH CARE (<i>J. Buffinire</i>)	
Read for the first time and referred to the Rules Committee	67
Read the second time	75
Amendments	75
Read the third time	226
Transmitted to the Senate	227
H.J.R. 5 -- RESOLUTION CALLING FOR SUPPORT OF THE PRINCIPLES OF THE ALLIANCE FOR UNITY (<i>R. Bigelow</i>)	
Read for the first time and referred to the Rules Committee	67
Read the second time	150
H.J.R. 7 -- JOINT RULES RESOLUTION - APPROPRIATIONS SUBCOMMITTEE NAMES (<i>N. Hendrickson</i>)	
Read for the first time and referred to the Rules Committee	159
Read the second time	271
H.J.R. 8 -- JOINT RESOLUTION AMENDING HIGHWAY USER AND MOTOR FUEL FUNDS (<i>S. Daniels</i>)	
Read for the first time and referred to the Rules Committee	67
H.J.R. 9 -- JOINT RESOLUTION - REJECTING RECOMMENDED SALARY INCREASE FOR LEGISLATORS (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	68
Read the second time	71
Read the third time	83
Transmitted to the Senate	83
H.J.R. 10 -- RESOLUTION URGING FEDERAL CONSTITUTIONAL AMENDMENT TO PROTECT THE LIFE OF THE UNBORN (<i>G. Way</i>)	
Read for the first time and referred to the Rules Committee	68
Assigned to standing committee	81
Read the second time	226
H.J.R. 11 -- RESOLUTION REQUIRING PUBLIC NOTICE PRIOR TO SPECIAL SESSIONS (<i>S. Urquhart</i>)	
Read for the first time and referred to the Rules Committee	68
Read the second time	74
Amendments	212
Read the third time	212
Transmitted to the Senate	213
H.J.R. 12 -- JOINT RESOLUTION REJECTING SALARY RECOMMENDATIONS OF LEGISLATIVE COMPENSATION COMMISSION (<i>B. King</i>)	
Read for the first time and referred to the Rules Committee	68
H.J.R. 13 -- RESOLUTION AUTHORIZING THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	69
Substituted	79
1st Sub. H.J.R. 13 -- RESOLUTION AUTHORIZING THE LEGISLATURE TO CALL ITSELF INTO SPECIAL SESSION (<i>C. Bennion</i>)	
Read the second time	79
H.J.R. 14 -- JOINT RESOLUTION - DEBT LIMITS FOR POLITICAL SUBDIVISIONS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	69
Read the second time	74
Read the third time	218
Transmitted to the Senate	219
H.J.R. 15 -- RESOLUTION PROMOTING FINANCIAL LITERACY FOR UTAH STUDENTS (<i>D. Hogue</i>)	
Read for the first time and referred to the Rules Committee	69
Read the second time	74
Read the third time	220
Amendments	220
Transmitted to the Senate	221

H.J.R. 16 -- JOINT RULES RESOLUTION - LEGISLATIVE REVIEW NOTES ON BILLS (<i>D. Ure</i>)	
Read for the first time and referred to the Rules Committee	159
H.J.R. 17 -- RESOLUTION CLOSING COURT FACILITY (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	206
Assigned to standing committee	269
H.R. 1 -- RESOLUTION CHANGING HOUSE COMMITTEE NAMES (<i>E. Hutchings</i>)	
Read for the first time and referred to the Rules Committee	70
Read the second time	71
Read the third time	83
Signed by the Speaker and transmitted to the Governor	84
H.R. 2 -- HOUSE RULES RESOLUTION - PROCESS REVISIONS (<i>W. Harper</i>)	
Read for the first time and referred to the Rules Committee	70
Read the second time	71
Read the third time	84
Circled	84
Uncircled	86
Amendments	86
Signed by the Speaker and transmitted to the Governor	88
H.R. 3 -- HOUSE RULES AMENDMENTS RESOLUTION (<i>T. Hatch</i>)	
Read for the first time and referred to the Rules Committee	70
Read the second time	71
Read the third time	84
Signed by the Speaker and transmitted to the Governor	85
H.R. 4 -- HOUSE RULES RESOLUTION - RULES COMMITTEE POWER (<i>C. Bennion</i>)	
Read for the first time and referred to the Rules Committee	70
Read the second time	71
Read the third time	86
Circled	86
S.B. 4 -- REPORTS TO HEALTH AND HUMAN SERVICES (<i>T. Spencer</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 6 -- APPLICATION FOR VEHICLE TITLE AMENDMENTS (<i>D. Eastman</i>)	
Read the first time by short title and referred to Rules Committee	127
Assigned to standing committee	155
Read the second time	255
S.B. 7 -- CIGARETTE TAX STAMP AND CONTRABAND AMENDMENTS (<i>D. E. Allen</i>)	
Read the first time by short title and referred to Rules Committee	127
Assigned to standing committee	155
S.B. 8 -- REPEAL OF NATIONAL GUARD ADVISORY BOARD (<i>M. Peterson</i>)	
Read the first time by short title and referred to Rules Committee	127
Read the second time	151
Read the third time	206
Circled	206
Uncircled	208
Signed by the Speaker and returned to the Senate	209
S.B. 10 -- REVISIONS TO SENATE ADVISE AND CONSENT POWERS (<i>R. Allen</i>)	
Read the first time by short title and referred to Rules Committee	127
Read the second time	151
Read the third time	206
Signed by the Speaker and returned to the Senate	207
S.B. 11 -- PROHIBITING INTIMACY WITH YOUTH RECEIVING STATE SERVICES (<i>P. Julander</i>)	
Read the first time by short title and referred to Rules Committee	127
Assigned to standing committee	154
Read the second time	254
S.B. 12 -- TRANSFER OF YOUTH SERVICES OVERSIGHT (<i>D. C. Butters</i>)	
Read the first time by short title and referred to Rules Committee	127
Read the second time	151
Read the third time	207
Circled	207
1st Sub. S.B. 15 -- ORGAN DONATION CHECKOFF (<i>K. Hale</i>)	
Read the first time by short title and referred to Rules Committee	149
S.B. 18 -- UNIFORM WITHDRAWAL PROCEDURES FOR SPECIAL DISTRICTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	127
Assigned to standing committee	154
S.B. 20 -- BONDING AUTHORITY FOR IRRIGATION DISTRICTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	149
Assigned to standing committee	270
S.B. 21 -- MOTOR VEHICLE REGISTRATION AMENDMENTS (<i>D. Steele</i>)	
Read the first time by short title and referred to Rules Committee	127

Assigned to standing committee	155
Read the second time	255
S.B. 22 -- ATTEMPTED MURDER AMENDMENTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	127
Read the second time	151
Read the third time	207
Signed by the Speaker and returned to the Senate	208
S.B. 23 -- WORKFORCE SERVICES AMENDMENTS (<i>B. Evans</i>)	
Read the first time by short title and referred to Rules Committee	127
Assigned to standing committee	155
S.B. 24 -- RELEASE OF CUSTODIAL OR NONCUSTODIAL PARENT'S ADDRESS (<i>D. E. Allen</i>)	
Read the first time by short title and referred to Rules Committee	149
Assigned to standing committee	269
S.B. 25 -- OFFICE OF RECOVERY SERVICES AMENDMENTS (<i>D. E. Allen</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	269
S.B. 26 -- SERIOUS YOUTH OFFENDER AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	269
S.B. 27 -- AMENDMENTS TO GUILTY AND MENTALLY ILL (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	269
S.B. 33 -- ACCESS TO HEALTH CARE AND COVERAGE TASK FORCE (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	268
1st Sub. S.B. 34 -- PRIVATE RECORDS AMENDMENTS (<i>D. Steele</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	268
S.B. 35 -- VOTER RESIDENCE WHERE LOT IS DIVIDED BY COUNTY BOUNDARY LINE (<i>C. Walker</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	269
S.B. 36 -- PROVISIONAL BALLOT (<i>J. Hickman</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	268
S.B. 37 -- MUTUAL WATER COMPANY CHANGE APPLICATIONS (<i>L. Blackham</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	269
S.B. 39 -- HIGHWAY DESIGNATION (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	254
Assigned to standing committee	270
S.B. 40 -- TUITION ASSISTANCE APPROPRIATION FOR NATIONAL GUARD (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	203
Assigned to standing committee	269
1st Sub. S.B. 42 -- NEW AUTOMOBILE FRANCHISE ACT AMENDMENTS (<i>D. Eastman</i>)	
Read the first time by short title and referred to Rules Committee	254
Assigned to standing committee	268
S.B. 45 -- BIRTH CERTIFICATE FOR STILLBORN CHILD (<i>R. Allen</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 47 -- PROCUREMENT CODE AMENDMENTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 51 -- NURSE PRACTICE ACT AMENDMENTS (<i>P. Julander</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 82 -- COUNTY PERSONNEL MANAGEMENT ACT AMENDMENTS (<i>B. Evans</i>)	
Read the first time by short title and referred to Rules Committee	254
Assigned to standing committee	269
S.B. 85 -- PARENTAL INVOLVEMENT IN PUBLIC EDUCATION (<i>C. Walker</i>)	
Read the first time by short title and referred to Rules Committee	254
Assigned to standing committee	268
S.B. 88 -- ENVIRONMENTAL SELF-EVALUATION ACT AMENDMENTS (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	269
S.B. 89 -- SAFE DRINKING WATER ACT - ADMINISTRATIVE PROCEDURE AMENDMENTS (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	222

Assigned to standing committee	269
S.B. 90 -- DRINKING WATER BOARD LOAN AND GRANT AMENDMENTS (<i>B. Wright</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	269
S.B. 93 -- CLASSIFICATION OF CERTAIN LEGISLATIVE RECORDS (<i>P. Knudson</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 97 -- FORENSIC MENTAL HEALTH COORDINATING COUNCIL (<i>K. Hale</i>)	
Read the first time by short title and referred to Rules Committee	254
Assigned to standing committee	268
S.B. 98 -- OUTDOOR ADVERTISING AMENDMENTS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	270
S.B. 99 -- CORE CURRICULUM AMENDMENTS (<i>D. Gladwell</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 105 -- REPEAL OF EDUCATION MANDATES AND PROGRAMS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to Rules Committee	254
Assigned to standing committee	268
S.B. 107 -- UTAH LABOR COMMISSION AMENDMENTS (<i>E. Mayne</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 109 -- LICENSING OF GENETIC COUNSELORS TECHNICAL AMENDMENTS (<i>P. Julander</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	268
S.B. 110 -- CHILD PLACEMENT DETERMINATIONS (<i>D. Eastman</i>)	
Read the first time by short title and referred to Rules Committee	222
Assigned to standing committee	269
S.B. 116 -- LOCAL GOVERNMENT VARIABLE RATE BONDING AUTHORITY (<i>D. C. Butters</i>)	
Read the first time by short title and referred to Rules Committee	254
Assigned to standing committee	270
S.J.R. 1 -- RESOLUTION ENCOURAGING RESEARCH AND DEVELOPMENT GRANTS FOR CLEAN COAL	
ALTERNATIVES (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to Rules Committee	170
Assigned to standing committee	269
S.J.R. 7 -- RESOLUTION ON COMPENSATION OF IN-SESSION EMPLOYEES (<i>B. Evans</i>)	
Read the first time by short title and referred to Rules Committee	254
Read the second time	270